

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

LARRY C. LAY, *et al.*,
on behalf of themselves and
all others similarly situated,

Plaintiffs

v.

BURLEY STABILIZATION
CORPORATION,

Defendant

No. 3:07-cv-259
(Phillips/Guyton)

JUDGMENT ON DECISION BY THE COURT

This case came before the court on plaintiffs' motion to remand and defendant's motion to dismiss. The Honorable Thomas W. Phillips, United States District Judge, having rendered a memorandum opinion denying plaintiffs' motion and granting defendant's motion,

It is ORDERED and ADJUDGED that plaintiffs' motion to remand [Court File #11] is DENIED and defendant's motion to dismiss [Court File #6] is GRANTED, whereby plaintiffs' complaint is DISMISSED on the merits, with the parties to bear their own costs of this action. This dismissal is WITHOUT PREJUDICE.

DATED at Knoxville, Tennessee, this ____ day of October, 2007.

s/ Patricia L. McNutt
CLERK OF COURT